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8   IN THE UNITED STATES DISTRICT COURT

9   FOR THE NORTHERN DISTRICT OF CALIFORNIA

10

11 UNITED STATES OF AMERICA,   )   No. CR-07-00437 JF
)
12   Plaintiff,   )   STIPULATION AND [PROPOSED]
)   ORDER CONTINUING HEARING
    vs.   )
13   )
    CARLOS ESCOBAR,   )
14   )
               Defendant.   )
15 _____)

16   **STIPULATION**

17   The parties hereby stipulate and agree that the status hearing in the above-captioned

18 matter, currently set for Wednesday, August 1, 2007, may be continued to Wednesday, August

19 29, 2007 at 9:00 a.m. The reason for the requested continuance is that the parties are in

20 discussions regarding a fast-track disposition of this case, but require additional time to resolve

21 issues regarding the appropriate calculation of the fast-track sentence for a plea agreement

22 pursuant to Rule 11(c)(1)(C).

23   The parties further stipulate and agree that 28 days may be excluded from the time within

24 which trial shall commence under the Speedy Trial Act, 18 U.S.C. §§3161(h)(8)(A) and

25 (h)(8)(B)(iv), for the effective preparation of counsel.

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Stipulation and [Proposed] Order Continuing
Hearing   1

1   Dated: July 30, 2007

2   s/_____
                                           CYNTHIA C. LIE
3   Assistant Federal Public Defender

4   Dated: July 31, 2007

5   s/_____
                                           BENJAMIN KENNEDY
6   Assistant United States Attorney

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                                  [PROPOSED] ORDER
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           Good cause appearing and by stipulation of the parties, it is hereby ordered that the initial
9
     district court appearance in the above-captioned matter shall be continued from August 1, 2007
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     to Wednesday, August 29, 2007 at 9:00 a.m.
11
           It is further ordered that 28 days shall be excluded from the time within which trial shall
12
     commence under the Speedy Trial Act, 18 U.S.C. §§3161(h)(8)(A) and (h)(8)(B)(iv), as the time
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     reasonably necessary for effective preparation of counsel.
14
15   Dated: July ___, 2007

16   _____
                                           JEREMY FOGEL
17   United States District Judge

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Stipulation and [Proposed] Order Continuing
Hearing   2